

Exhibit F

1 UNITED STATES DISTRICT COURT
2 NORTHERN DISTRICT OF CALIFORNIA
3 SAN FRANCISCO DIVISION

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5 SCANVINSKI JEROME HYMES,

6 Plaintiff,

7 vs.

Case No. 3:16-cv-04288-JSC

8 MILTON BLISS, VICTOR M. SANCHEZ,
9 JOSEPH A. LEONARDINI, SCOTT NEU,
EUGENE A. JONES, PAUL TIMPANO,
10 PIERRE A. GRAY,

Defendants.

11 _____/

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15 VIDEOTAPED DEPOSITION OF MILTON HOWARD BLISS

16 July 31, 2018

17 Non-Confidential Transcript
18
19
20
21

22 REPORTED BY:

23 SANDRA L. CARRANZA, CRR, RPR, CSR 7062
24
25

I N D E X

DEPOSITION OF MILTON HOWARD BLISS

EXAMINATION BY:	PAGE
MR. KATON	6, 137
MS. ROSENBLIT	136
AFTERNOON SESSION	89

CONFIDENTIAL PORTIONS - BOUND SEPARATELY	34-55; 59-61; 92-104
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PLAINTIFF'S EXHIBITS MARKED

Exhibit 1	Incident Report by Lieutenant J. Minor, Bates Nos. 000009 - 11	69
Exhibit 2	Policy and Procedure - Operations - Incident Report	70
Exhibit 3	Policy and Procedure - 02 Legal Enforcement and Operations - Use of Force	89
Exhibit 4	Policy and Procedure - 04 Security and Control - SORT - Cell Extraction	90

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A P P E A R A N C E S

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ALSO PRESENT: STEVE ZAVATTERO, VIDEOGRAPHER
SCANVINSKI JEROME HYMES

(Also Present: Misc. sheriff
officers guarding Mr. Hymes)

TAKEN AT: SAN FRANCISCO COUNTY JAIL No. 4
850 Bryant Street, 7th Floor
San Francisco, California 94103

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MILTON HOWARD BLISS

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1 Q. And you were working in the jail on that
2 day?

3 A. Yes.

4 Q. What time did you start working that day?

5 A. Came on shift at 7:00 o'clock in the
6 morning.

7 Q. And prior to when you started your shift at
8 7:00 a.m., had you ever met Mr. Hymes before?

9 A. No.

10 Q. Had you ever even seen Mr. Hymes before?

11 A. No.

12 Q. Had you heard of Mr. Hymes before 7:00 a.m.
13 on --

14 A. No, no. Before 7:00, that muster prior,
15 there might have been something mentioned about him,
16 but I can't recall the -- the conversation.

17 Q. You said something "prior" and I didn't
18 catch the word?

19 A. I'm sorry, during muster, there might have
20 been something put out about Hymes, Mr. Hymes. I
21 don't remember.

22 Q. What's muster?

23 A. That would be our -- 15 minutes prior to
24 the start of the watch, the whole team meets up and
25 we give out the assignments to the deputies, and we

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1 assembled?

2 A. I don't recall everybody, every member, but
3 I believe Leonardini, Neu, Gray. Ysip, I'm not sure
4 if he's on there. A couple of other -- couple of
5 other deputies. I don't remember who was there.

6 Q. Do you remember if Deputy Timpano was part
7 of the SORT team?

8 A. I don't remember if he was part of the
9 original SORT team. I don't recall.

10 Q. And how about Deputy Jones?

11 A. Maybe he was on there. I don't recall.

12 Q. So what happened -- I'm sorry, what
13 happened next?

14 A. We assembled at the emergency operations
15 center. I gave the brief to the deputies that were
16 on the SORT team. We went over our plan. I believe
17 I called in our classification deputies to give us a
18 back brief on Hymes, his background.

19 Q. When you say that you gave a brief, what
20 was that?

21 A. It's a brief prior to the beginning of a
22 SORT operation.

23 Q. And what did that consist of?

24 A. Just explaining to each officer or deputy
25 what their job is going to do or what it entails and

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1) who we're going to SORT.

2 Q. So you -- did you give each deputy an
3 instruction on what their role in the extraction was
4 going to be?

5 A. I believe so.

6 Q. Do you remember what those instructions
7 were and who you gave them to?

8 MS. ROSENBLIT: Objection. Compound.

9 THE WITNESS: I don't recall exactly what
10 deputy, who I gave -- I gave instructions, I give it
11 to everybody, but I can't recall each deputy's job
12 within that operation.

13 MR. KATON: Q. What -- even if you can't
14 remember which deputy you gave instructions to,
15 what -- what instructions did you give?

16 A. Well, all SORT operations, all deputies
17 have the same job, whatever number they're --
18 they're in. And so I would tell each deputy what
19 number they were, and then any special instructions
20 of the specific or of the inmate himself. What type
21 of threat he was, low threat, high threat. And then
22 the classification deputy would step in and give us
23 an explanation of who the inmate was and what his
24 threat was.

25 Q. So what are the numbers you're referring

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1 (Resumption of non-confidential
2 portion of the transcript.)

3 MR. KATON: Q. What happened after Deputy
4 Neu entered the cell?

5 A. Deputy Neu went in, went into the cell and
6 he took Hymes to the ground.

7 Q. Why would he take Mr. Hymes to the ground?

8 A. Because Hymes was a dangerous person. His
9 MO was to hurt deputies or hurt officers in CDC.
10 And that was my previous intelligence report from
11 classification, that he would try to bring -- he
12 would try to hurt officers, whether he was cuffed up
13 or not.

14 Q. Okay. So what do you -- what do you
15 accomplish by putting him to the ground?

16 A. When we take him -- when we place him to
17 the ground, then we can do -- we can search him at
18 that point, and check -- excuse me, check him for
19 weapons.

20 Q. Okay. So when you say that Deputy Neu took
21 Hymes to the ground, how did he go about doing that?

22 A. At that point when they walked in, it was
23 hard for me to see. I -- I could not see everything
24 that transpired after that, there was too many
25 people in there and I'm in the back. And so I'm

1 REPORTER CERTIFICATE

2 I, the undersigned, a Certified Shorthand
3 Reporter of the State of California, do hereby
4 certify: That the foregoing proceedings were taken
5 before me at the time and place herein set forth;
6 that any witnesses in the foregoing proceedings,
7 prior to testifying, were duly sworn; that a record
8 of the proceedings was made by me using machine
9 shorthand which was thereafter transcribed under my
10 direction; that the foregoing transcript is a true
11 record of the testimony given.

12 Further, that if the foregoing pertains to
13 the original transcript of a deposition in a Federal
14 Case, before completion of the proceedings, review
15 of the transcript [] was [X] was not requested.

16 I further certify I am neither financially
17 interested in the action nor a relative or employee
18 of any attorney or party to this action.

19 IN WITNESS WHEREOF, I have this date subscribed my
20 name.

21 Dated: August 13, 2018

22 _____
23 SANDRA L. CARRANZA
24 CSR No. 7062
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